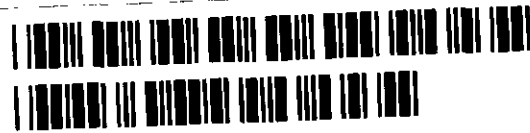


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AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY



07-CV-00482-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ERIC R. TOWNSEL,

Plaintiff,

v.

KEN QUINN, et al.,

Defendants.

) CASE NO. C07-0482-JLR-MAT

)  
)  
) ORDER GRANTING DEFENDANTS'  
) MOTION TO DISMISS AND  
) GRANTING IN PART AND  
) DENYING IN PART PLAINTIFF'S  
) MOTION FOR LEAVE TO AMEND  
) COMPLAINT  
)

The Court, having reviewed plaintiff's civil rights complaint, defendants' motion to dismiss, plaintiff's motion to amend, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Defendants' motion to dismiss (Dkt. No. 26) is GRANTED;
- (3) Plaintiff's complaint and this action are DISMISSED with prejudice as to defendants Quinn, Kucza, Bustanaby, Carmody and Bratten;
- (4) Plaintiff's motion to amend his complaint (Dkt. No. 50) is GRANTED in part and

ORDER GRANTING DEFENDANTS'  
MOTION TO DISMISS  
PAGE -1

01 DENIED in part. Specifically, plaintiff's motion to amend is granted with respect  
02 to plaintiff's claims against P.A. King which pertain to plaintiff's hip injury and  
03 with respect to plaintiff's claims against Dr. Munk which pertain to the post-  
04 surgical care provided to plaintiff for his hand injury. Plaintiff's motion to amend  
05 is denied in all other respects; and

06 (5) The Clerk is directed to send copies of this Order to plaintiff, to counsel for  
07 defendants, and to the Honorable Mary Alice Theiler.

08 DATED this 24 day of March, 2008.

09   
10 JAMES L. ROBART  
11 United States District Judge  
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